

FORM PTO-1449
(REV. 7-80)U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.:
206.1004US

SERIAL NO.: 10/657,657

LIST OF PRIOR ART CITED BY APPLICANT

(Use several sheets if necessary)

APPLICANT(S): Emil CIURCZAK, et al

FILING DATE:
September 8, 2003GROUP:
3736

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
<i>h</i>	AA	5	5	0	7	2	8	8	07/08/97	Bocker, et al.	128	693	
	AB	20	02	01	23	6	7	1	09/05/02	Haaland	600	300	
	AC	5	0	7	0	8	7	4	12/10/91	Barnes, et al.	128	633	
	AD	5	3	4	8	0	0	3	09/20/94	Caro	128	633	
	AE	5	2	4	3	4	6	5	09/07/93	Fein	359	636	
	AF	6	0	4	5	5	0	2	04/04/00	Eppstein, et al.	600	306	
	AG	6	1	5	9	1	4	7	12/12/00	Lichter, et al.	600	300	
	AH	5	5	6	9	1	8	6	10/29/96	Lord, et al.	604	67	
<i>h</i>	AI	20	02	00	95	0	7	5	07/18/02	Madarasz, et al.	600	310	

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
													YES	NO

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

<i>h</i>	AJ	Hamington, P.C.; "Temperature-Constrained Backpropagation Neural Networks," Analytical Chemistry, vol. 66, No. 6, pp. 802-807(1004).
<i>h</i>	AK	Savitsky, A and Golay, Marcel J.E.; "Smoothing and Differentiation of Data by Simplified Least Squares Procedures," Analytical Chemistry, vol. 36, No. 8, pp. 1627-1640 (1964).
<i>h</i>	AL	Osborne, B.G., Fearn, T. And Hindle, P.H.; "Practical NIR Spectroscopy, With Applications in Food and Beverage Analysis," 2.sup.rd Ed, Longman Scientific and Technical, pp. 114-116(1993)
<i>h</i>	AM	Draper, N. And Smith, H.; "Chapter 14 Dummy Variables," Applied Regression Analysis, 3.sup.rd Ed, pp. 299-324(1998).
<i>h</i>	AN	Mark, H.; "Use of Mahalanobis Distances to Evaluate Sample Preparation Methods for Near-Infrared Reflectance Analysis," Analytical Chemistry, vol. 59, No. 5, pp. 790-795 (Mar. 1, 1987).
<i>h</i>	AO	Mark, H.; "Normalized Distances for Qualitative Near-Infrared Reflectance Analysis," Analytical Chemistry, vol. 58, No. 2 pp. 379-384 (1986).

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				FILING DATE: September 8, 2003		GROUP: 3736	

U.S. PATENT DOCUMENTS											
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE					
Z	BD	5 0 7 7 4 7 6	12/91	Rosenthal							
	BE	5 0 8 6 2 2 9	02/92	Rosenthal, et al.							
	BF	5 1 1 9 8 1 9	06/92	Thomas							
	BG	5 1 2 1 3 3 8	06/92	Lodder							
	BH	5 1 3 7 0 2 3	08/92	Mendelson, et al.							
	BI	5 1 3 9 0 2 3	08/92	Stanley, et al.							
	BJ	5 1 4 0 9 8 5	08/92	Schroeder, et al.							
	BK	5 2 0 4 5 3 2	04/93	Rosenthal							
	BL	5 2 0 6 7 0 1	04/93	Taylor, et al.							
	BM	5 2 2 3 7 1 4	06/93	Maggard							
E	BN	5 2 2 3 7 1 5	06/93	Taylor							
	BO	5 2 4 2 6 0 2	09/93	Richardson, et al.							

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					YES	NO					

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)	
Z	BP Small, G.W., Arnold, M.A., Marquardt, LA.: "Strategies for Coupling Digital Filtering with Partial Least-Squares Regression: Application to the Determination of Glucose in Plasma by Fourier Transform Near-Infrared Spectroscopy," Analytical Chemistry, vol. 65, pp. 3279-3289 (1993).
Z	BQ Krugger W.G., et al., "Near-Infrared Reflectance Determination to Fat, Protein, and Moisture in Fresh Meat," J. Assoc. Off. Anal. Chem., vol. 64, No. 3, pp. 692-696 (1981).
Z	BR Arnold, M.A. "Motivation for Developing Optical Sensors for Blood Electrolyte Measurement", Clinical Chemistry, vol. 37, No. 8, pp. 1319-1320 (1991).
Z	BS Shenglian Pan, et al., "Near-Infrared Spectroscopic Measurement of Physiological Glucose Levels in Variable Matrices of Protein and Triglycerides", Anal. Chem., vol. 68, No. 7, pp. 1124-1135 (Apr. 1, 1996).
Z	BT Marquardt, Lois A., et al., "Near-Infrared Spectroscopic Measurement of Glucose in a Protein Matrix", Analytical Chemistry, vol. 65, No. 22, pp. 3271-3278 (Nov. 15, 1993).

EXAMINER	DATE CONSIDERED 9/29/04
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	BU	5 2 4 3 5 4 6	09/93	Maggard			
	BV	5 2 5 2 8 2 9	10/93	Nygaard, et al.			
	BW	5 2 5 8 8 2 5	11/93	Reed, et al.			
	BX	5 2 6 7 1 5 1	11/93	Ham, et al.			
	BY	5 2 6 7 1 5 2	11/93	Yang, et al.			
	BZ	5 2 9 9 1 3 8	03/94	Fiori, et al.			
	CA	5 3 0 7 2 6 3	04/94	Brown			
	CB	5 3 1 3 9 4 1	05/94	Braig, et al.			
	CC	5 3 4 3 0 4 4	08/94	Sjaunja, et al.			
	CD	5 3 4 8 0 0 2	09/94	Caro			

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							YES	NO

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	CE	Arnold, Mark A., et al., "Determination of Physiological Levels of Glucose in an Aqueous Matrix with Digitally Filtered Fourier Transform Near-Infrared Spectra", Analytical Chemistry, vol. 62, No. 14, pp. 1457-1464 (Jul. 15, 1990).
	CF	Zee, Van Der P., et al. "Simulation of the Point Spread Function for Light in Tissue by a Monte Carlo Method," Department of Medical Physics and Bioengineering, University College Hospital, Shropshire House, Capper Street, London WC1E 6JA, U.K., pp. 179-191.
	CG	Takada, M., et al. "Non-Invasive Near-Infrared Measurements of Human Arm Tissue In Vivo," R&D Engineering-Spectrophotometric Instrument, Analytical Instrument Division, Shimadzu Corporation, Nakagyo-ku, Kyoto 604, and "Biophysics Division, Research Institute of Applied Electricity, Hokkaido University, Sapporo 060, Japan., pp. 301-304.
	CH	Heise, H.M., et al. "Noninvasive Blood Glucose Sensors Based on Near-Infrared Spectroscopy", Artif Organs, vol. 18, No. 6, pp. 439-447 (Nov. 6, 1994).

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2 4	CI	5	3	4	8	0	0	3	09/94	Caro				
	CJ	5	3	4	9	1	8	8	09/94	Maggard				
	CK	5	3	4	9	1	8	9	09/94	Maggard				
	CL	5	3	6	0	9	7	2	11/94	DiFoggio, et al.				
	CM	5	3	6	1	7	5	8	11/94	Hall, et al.				
	CN	5	3	6	2	3	0	7	11/94	Guy, et al.				
	CO	5	3	7	0	1	1	4	12/94	Wong, et al.				
	CP	5	3	7	9	2	3	8	01/95	Stark				
	CQ	5	3	7	9	7	6	4	01/95	Barnes, et al.				
	CR	5	3	8	3	4	5	2	01/95	Buchert				
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		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO	
OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)														
2	CS	Glaister, D.H., "Current and Emerging Technology in G-Loc Detection: Noninvasive Monitoring of Cerebral Microcirculation Using Near Infrared", Aviation, Space, and Environmental Medicine, pp. 23-28 (Jan. 1988).												
2	CT	Burfeindt, J., et al., "Angewandte optische Untersuchungen im nahen Infrarot-und Rotbereich an Humanvollblut; Anwendungsbeispiele", Biomedizinische Technik Band 30, Heft 1-2/1985, pp. 18-23.												
2	CU	Muller, U.A., et al., "Non-invasive Blood Glucose Monitoring by Means of Near Infrared Spectroscopy: Methods for Improving the Reliability of the Calibration Models," The International Journal of Artificial Organs, vol. 20, pp. 285-290 (Nov. 5, 1997).												
2	CV	Arnold, Mark A., "Non-Invasive Glucose Monitoring", Current Opinion in Biotechnology, 1996, 7:46-49.												
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2										Shafay				
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E	CW	5	4	3	3	1	9	7	07/95	Stark	X				
	CX	5	4	3	5	3	0	9	07/95	Thomas, et al.					
	CY	5	4	4	6	6	8	1	08/95	Gether, et al.					
	CZ	5	4	5	6	2	5	2	10/95	Vari, et al.					
	DA	5	4	5	9	3	1	7	10/95	Small, et al.					
	DB	5	4	5	9	6	7	7	10/95	Kowalski, et al.					
	DC	5	4	8	1	4	7	6	01/96	Windig					
	DD	5	4	9	8	8	7	5	03/96	Obremski, et al.					
A	DE	5	5	1	2	7	5	1	04/96	Murray, Jr., et al.					
	DF	5	5	1	5	8	4	7	05/96	Braig, et al.					
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		YES	NO												
OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)															
A	DG	Eggert, Hans R., et al., "Optical Properties of Human Brain Tissue, Meninges, and Brain Tumors in the Spectral Range of 200 to 900 nm", Neurosurgery, vol. 21, No. 4, pp. 459-464 (1987).													
B	DH	Giannini, Ivo, et al., "Rat Brain Monitoring by Near-Infrared Spectroscopy; An Assessment of Possible Clinical Significance" Physiol. Chem. Phys., 14, pp. 295-305 (1982).													
C	DI	Israel, Richard G., et al., "Validity of a Near-Infrared Spectrophotometry Device for Estimating Human Body Composition", Research Quarterly for Exercise and Sport, vol. 60, No. 4, pp. 379-383 (1989).													
D	DJ	Blazek, V., "Verhalten der menschlichen Haut gegenüber elektromagnetischer Strahlung im Sichtbaren Und Nahen IR-Bereich", Z. Rechtsmedizin 77, 91-103 (1976).													
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E										9/25/04					
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														YES	NO	
Z	DK	5	5	5	1	4	2	2	09/96	Simonsen, et al.						
	DL	5	5	6	8	4	0	0	10/96	Stark, et al.						
	DM	5	5	7	6	5	4	4	11/96	Rosenthal						
	DN	5	5	8	2	1	6	8	12/96	Samuels, et al.						
	DO	5	6	0	2	7	5	5	02/97	Ashe, et al.						
	DP	5	6	0	6	1	6	4	02/97	Price, et al.						
	DQ	5	6	1	0	8	3	6	03/97	Alsmeyer, et al.						
	DR	5	6	1	5	6	7	2	04/97	Braig, et al.						
	DS	5	6	3	8	8	1	6	06/97	Kiani-Azarbayjany, et al.						
	DT	5	6	4	1	9	6	2	06/97	Perry, et al.						
	DU	5	6	5	5	5	3	0	08/97	Messerschmidt						
	DV	5	6	5	7	7	5	4	08/97	Rosenewalg						
	DW	5	6	6	6	9	5	6	09/97	Buchert						
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														YES	NO	
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h	DX	Van Toorenbergen, A.W., et al., "Measurement of Total Serum Protein by Near-Infrared Reflectance Spectroscopy," J. Clin. Chem. Clin. Biochem., vol. 26, No. 4, pp. 209-211 (1988).														
L	DY	Ciurczak, E.W., et al., "Chapter II.B.2 Identification of Actives in Multicomponent Pharmaceutical Dosage Forms Using Near-Infrared Reflectance Analysis," Molecular Spectroscopy Workbench, pp. 89-109, John Wiley & Sons, Inc. (1998).														
Z	DZ	Ciurczak, E.W., et al., Chapter II.B.8 Analysis of Solid and Liquid Dosage Forms Using Near-Infrared Reflectance Spectroscopy Molecular Spectroscopy Workbench, pp. 143-149, John Wiley & Sons, Inc. (1998).														
Z	EA	Ciurczak, E.W. et al., "Chapter II.C.1 Chemometrics: A Powerful Toolbox For UV/VIS Spectroscopy," Molecular Spectroscopy Workbench, pp. 165-172, John Wiley & Sons, Inc. (1998).														
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Z										5/29/04						
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<i>h</i>	EB	5	6	6	8	3	7	3	09/97	Robbat, et al.			
	EC	5	6	6	8	3	7	4	09/97	DiFoggio, et al.			
	ED	5	6	7	2	8	7	5	09/97	Block, et al.			
	EE	5	6	7	6	1	4	3	10/97	Simonsen, et al.			
	EF	5	6	8	0	3	2	0	10/97	Helmer, et al.			
	EG	5	6	8	0	3	2	1	10/97	Helmer, et al.			
	EH	5	6	9	2	5	0	4	12/97	Essenpreis, et al.			
	EI	5	7	0	6	2	0	8	01/98	Osten, et al.			
	EJ	5	7	1	0	6	3	0	01/98	Essenpreis, et al.			
	EK	5	7	1	2	4	8	1	01/98	Welch, et al.			
<i>h</i>	EL	5	7	1	2	7	9	7	01/98	Descalles, et al.			

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													YES	NO

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

<i>h</i>	EM	Courczak, E.W., et al., "Chapter III.1 Purgamenta Unuit, Purgamenta Exiunt." Molecular Spectroscopy Workbench, pp. 315-317, John Wiley & Sons, Inc. (1998).
<i>h</i>	EN	Burns, D.A., et al., "Chapter 4 Commerical NIR Instrumentation," Handbook of Near-Infrared Analysis, pp. 37-51, Mrcel Dekker, Inc. (1992).
<i>h</i>	EO	Burns, D.A., et al., "Chapter 5 Process Analysis," Handbook of Near-Infrared Analysis, pp. 53-105, Mrcel Deffer, Inc. (1992).
<i>h</i>	EP	Burns, D.A., et al., "Chapter 6 Data Analysis: Multilinear Regression and Principal Component Analysis," Handbook of Near-Infrared Analysis, pp. 107-158, Mrcel Dekker, Inc. (1992).

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<i>E</i>	FF	5	8	2	3	9	5	1		10/98	Messerschmidt			
	FG	5	8	2	3	9	6	6		10/98	Buchert			
	FH	5	8	3	0	1	3	2		11/98	Robinson			
	FI	5	8	3	0	1	3	3		11/98	Osten, et al.			
	FJ	5	8	4	0	0	2	0		11/98	Heinonen, et al.	600	365	
	FK	5	8	4	1	5	2	3		11/98	Degen, et al.			
	FL	5	8	5	7	4	6	2		01/99	Thomas, et al.			
	FM	5	8	9	0	4	8	9		04/99	Elden			
	FN	5	8	9	6	1	9	8		04/99	Chou, et al.			
	FO	5	9	0	0	6	3	4		05/99	Soloman			
	FP	5	9	1	0	1	0	9		06/99	Peters, et al.			

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[Signature]	FQ	5	9	3	3	7	9	2	08/99	Andersen, et al.				
	FR	5	9	3	5	0	6	2	08/99	Messerschmidt, et al				
	FS	5	9	4	5	6	7	6	08/99	Khalil, et al.				
	FT	5	9	4	6	1	2	8	08/99	Pack				
	FU	5	9	4	6	6	4	0	08/99	Goodacre, et al.				
	FV	5	9	6	8	7	6	0	10/99	Phillips, et al.				
	FW	5	9	8	5	1	2	0	11/99	Cholli, et al.				
	FX	6	0	0	6	1	1	9	12/99	Soller, et al.				
	FY	6	0	1	2	0	1	9	01/00	Saby				
	FZ	6	0	1	4	5	7	7	01/00	Henning, et al.				
[Signature]	GA	6	0	2	6	3	1	4	02/00	Amerov, et al.				
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	GB	6	0	4	0	5	7	8	03/00	Malin, et al.				
	GC	6	0	4	9	0	8	2	04/00	Methfessel				
	GD	6	0	6	1	5	8	2	05/00	Small, et al.				
	GE	6	0	6	4	0	6	5	05/00	Block, et al.				
	GF	6	0	6	4	8	9	7	05/00	Lindberg, et al.				
	GG	6	0	6	6	8	4	7	05/00	Rosenthal				
	GH	6	0	6	7	4	6	3	05/00	Jeng, et al.				
	GI	6	0	7	0	1	2	8	05/00	Descales, et al.				
	GJ	6	0	8	7	1	8	2	07/00	Jeng, et al.				
	GK	6	0	8	7	6	6	2	07/00	Witt, et al.				
	GL	6	0	9	1	8	4	3	07/00	Horesh, et al.				
FOREIGN PATENT DOCUMENTS														
		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
												YES	NO	
OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)														
EXAMINER										DATE CONSIDERED				
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.														

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